

Minutes
Beaumont City Council
Beaumont Redevelopment Agency
Beaumont Financing Authority
550 E. 6th Street, Beaumont, California
City Council Workshop (4:00 p.m.)
Regular Session (7:30 p.m.)
Closed Session (to follow regular session)
Tuesday, November 16, 2004

WORKSHOP SESSION

Workshop began at 4:00 p.m. Place: Civic Center, Room 5

Roll Call: Mayor Dressel, Mayor Pro Tem Fox,
Council Member Berg, Council Member DeForge,
Council Member Killough were present.

1) Public Construction/Capital Improvement Projects

- a) TUMF Update
- b) WRCOG Update
- c) Street Sidewalks
- d) Streets and Sewer Projects

**2) Grand Opening Stater Bros. Place: Beaumont Avenue and Oak Valley
Parkway**

Items included in the workshop session are for discussion purposes only. No action by the city council is taken at this time. This portion of the agenda is to give input and receive clarification for items on the scheduled agenda or for future agenda's.

REGULAR SESSION

Regular Session began at 7:30 p.m. Place: Civic Center, Room 5

Roll Call: Mayor Dressel, Mayor Pro Tem Fox,
Council Member Berg, Council Member DeForge,
Council Member Killough were present

Invocation:

Pledge of Allegiance:

Roll Call:

Presentation:

Adjustments to Agenda:

ORAL AND WRITTEN COMMUNICATIONS: Anyone wishing to address the City Council on any matter not on the agenda of this meeting may do so now. The oral communications portion of the agenda is to hear public comments. If any question or concern arises related to any issues not on the agenda, it will be referred to staff for appropriate response. Anyone wishing to speak on an item on the agenda may do so at the time the Council considers that item. All person(s) wishing to speak must fill out a "Request to Speak Form" and give it to the City Clerk at the beginning of the meeting. The forms are available on the table at the back of the room. There is a three (3) minute limit on public comments. There will be no sharing or passing of time to another person.

Art Lachiusa – Complaint regarding 1320 and 1332 Beaumont Avenue. Code Enforcement issues that need to be resolved. Staff explained that they are working on the issues and will return to Council with a status report at the next regular meeting.

1. CONSENT CALENDAR

- a. Approval of all Ordinances and Resolutions to be read by title only and publish by summary.
- b. Approval of the Minutes of the City Council Meeting November 2, 2004.
- c. Approval of the Warrant List for November 16, 2004.
- d. Denial of Claims – Frank Templeton, John Strawn and Kristy L. Clark.
- e. Denial of Claims – 1) Constance Lehman (deceased) by Penny Peukert, Sucessor in Interest; 2) Max and Constance Lehman, Heirs of Constance Lehman, Deceased; 3) John and Jane Doe, Heirs of Eileen Kilgo; 4) Donna Westburg; 5) John Strawn; 6) Max Templeton, Conservator for Frank Templeton; 7) Debra Bessy, Conservator on behalf of Paul Bessey; and 8) Kristie Clark.
- f. Denial of Claims – Ronald and Roxann Venute
- g. Denial of Claim – Anona Noordman, Mother of Decedent Eric Franklin Bernard
- h. Authorize Preparation and Filing of Application for Waste Discharge Permit for the Wastewater Treatment Plant Expansion.
- i. Authorize Disposal of Surplus Vehicle/Equipment.

Recommendation: Approval of the Consent Calendar as presented.

Motion by Council Member Fox, Seconded by Council Member DeForge to approve the Consent Calendar with the Correction in the Minutes of November 2, 2004 to reflect correct motions on item 2.a. Vote: 5/0

2. ACTION ITEMS/PUBLIC HEARING/REQUESTS

- a. Resolutions and Ordinance Related to Community Facilities District No. 93-1 Series 2004 D Financing, Improvement Area Nos. 19A-F – Suncal

Recommendation: Hold a Public Hearing and Adopt Resolution Nos. 2004-62, 2004-63, 2004-64, 2004-65, 2004-66, BFA 2004-04 and Approval of the 1st reading of Ordinance No. 872 read by title only.

Open Public Hearing at 7:49 p.m.

No Speakers

Closed Public Hearing 7:49 p.m.

Resolution No. 2004-62 – “Resolution of the City Council Acting as the Legislative Body of Community Facilities District No. 93-1 Determining to Annex Land and to Establish Improvement Area No. 19A-19F within Community Facilities District No. 93-1 and Calling a Special Election within Improvement Area No. 19A-19F to submit to the Qualified Electors thereof the Question of Levying a Special Tax Pursuant to the Rate and Method of Apportionment of Special Tax for Improvement Area No. 19A-19F and Designating the City Clerk of the City as the Election Official”

Motion by Council Member Berg, Seconded by Council Member DeForge to adopt Resolution No. 2004-62 as presented. Vote: 5/0

Election Held

Resolution No. 2004-63 – “Resolution of the City Council of the City of Beaumont Acting as the Legislative Body of Community Facilities District No. 93-1 Determining the Results of the Special Election of the Qualified Electors of Improvement Area No. 19A-19F of Community Facilities District No. 93-1”

Motion by Council Member Fox, Seconded by Council Member Fox, Seconded by Council Member Berg to adopt Resolution No. 2004-63 as presented. Vote:5/0

Ordinance No. 872 (first reading) – “Ordinance of the City Council of the City of Beaumont, State of California, Acting as the Legislative Body of Community Facilities District No. 93-1, Authorizing the Levy of a Special Tax within Improvement Area No. 19A-19F of Community Facilities District No. 93-1”

Motion by Council Member Killough, Seconded by Council Member DeForge to approve the 1st reading of Ordinance No. 872. Vote: 5/0

Resolution No. 2004-64 – “Resolution of the City Council of the City of Beaumont Confirming Satisfaction of City Goals and Policies for

Community Facilities Districts in Connection with the Issuance of Bonds for Improvement Area No. 19A-19F of Community Facilities District No. 93-1 and the Sale thereof to the Beaumont Financing Authority”

Motion by Council Member DeForge, Seconded by Council Member Berg to adopt Resolution No. 2004-64 as presented. Vote: 5/0

Resolution No. 2004-65 – “Resolution of the City Council of the City of Beaumont Approving the Issuance of Bonds by the Beaumont Financing Authority to Purchase District Bonds for Public Capital Improvements with respect to Improvement Area No. 19A-19F within Community Facilities District No. 93-1”

Motion by Council Member Killough, Seconded by Council Member DeForge to adopt Resolution No. 2004-65 as presented. Vote: 5/0

Resolution No. 2004-66 – “Resolution of the City Council of the City of Beaumont Acting as the Legislative Body of Community Facilities District No. 93-1 Relating to the Issuance of Bonds with Respect to Improvement Area No. 19A-19F within Community Facilities District No. 93-1 and the Sale Thereof to the Beaumont Financing Authority”

Motion by Council Member Fox, Seconded by Council Member Killough to adopt Resolution No. 2004-66 as presented. Vote: 5/0

Resolution No. BFA 2004-04 – “Resolution of the Beaumont Financing Authority Authorizing the Issuance of Not in Excess of \$25,000,000 Aggregate Principal Amount of 2004 Local Agency Revenue Bonds, Series C, Approving the form of Legal Documents Relating thereto and Authorizing and Directing Preparation, Execution and Delivery of the Final Forms thereof”

Motion by Council Member DeForge, Seconded by Killough to adopt Resolution No. BFA 2004-04 as presented. Vote: 5/0

- b. Tentative and Final Tract Map No. 32259 – Four Seasons Specific Plan, South of Future Extension of First Street and West Highland Springs Avenue. Applicant: K Hovnanian Companies

Recommendation: 1) Approve Tentative Tract Map No. 32259 for a period of two years based on the findings and subject to the Conditions of Approval; and 2) Approve Final Map No. 32259 to be recorded based on the findings.

Open Public Hearing 7:58 p.m.

No Speakers

Closed Public Hearing 7:58 p.m.

Motion by Council Member DeForge, Seconded by Council Member Berg to approve Tentative Tract Map No. 32259 for a period of two years based on the findings and Subject to the Conditions of Approval. Vote: 5/0

Motion by Council Member Killough, Seconded by Council member DeForge to approve Final Tract Map No. 32259 to be recorded based on the findings. Vote: 5/0

3. City Manager's Reports

- a. Property Tax Report**
- b. Task Force Report**

4. Council Reports

CLOSED SESSION No Action Taken

**Closed Session to begin after regular session Place: Civic Center
Conference Room**

- a. Pursuant to Government Code Section 54957.6, Conference with Labor Negotiator – City Negotiator as Personnel Director Alan Kapanicas
Employee Organization: Management Unit**
- b. Pursuant to Government Code Section 54956.8 Conference with Real Property Negotiator Property Generally Located at:
1. Government Code Section 54956.8 – 4th Street & Beaumont Avenue**
- c. Pursuant to Government Code Section 54956.9(a) - Anticipated Litigation – Conference with Legal Counsel – Three Cases:
1. Outdoor Media Group, Inc. vs. City of Beaumont – Case No. ED CV 03-01461 RT SGLx
2. Cherry Valley Pass Acres and Neighbors vs. The City of Beaumont – Case No. 371902
3. Cherry Valley Pass Acres and Neighbors vs. San Gorgonio Pass Water Agency and City of Beaumont – Case No. 405984
4. Beaumont vs. Bingham – Case No. 412368
5. Citizens for Sensible Traffic vs. Beaumont (Walmart) Case No. 409107
6. Balderamma Vs. Beaumont (Claim)
7. Ayala vs. Beaumont Case No. 413345**

Adjournment of the City Council Meeting at 9:00 p.m.

Respectfully Submitted,


**Alan Kapanicas
City Manager**